(2) Authorization of appropriations

There are authorized to be appropriated such sums as are necessary to carry out paragraph (1).

(f) Limitation on payments

Amounts made available for production flexibility contracts under section 7213 of this title shall be reduced by an amount that is equal to the contract payments that producers forgo under subsection (b)(1) of this section.

(Pub. L. 104-127, title III, §385, Apr. 4, 1996, 110 Stat. 1016.)

REFERENCES IN TEXT

The Agricultural Market Transition Act, referred to in subsecs. (a), (b)(1), and (c), is title I of Pub. L. 104–127, Apr. 4, 1996, 110 Stat. 896, which is classified principally to this chapter. For complete classification of this Act to the Code, see References in Text note set out under section 7201 of this title and Tables.

The Food Security Act of 1985, referred to in subsec. (b)(4), is Pub. L. 99–198, Dec. 23, 1985, 99 Stat. 1354, as amended. Title XII of the Act, popularly known as the "Sodbuster Law", is classified principally to chapter 58 (§3801 et seq.) of Title 16, Conservation. For complete classification of this Act to the Code, see Short Title of 1985 Amendment note set out under section 1281 of this title and Tables.

CODIFICATION

Section was enacted as part of title III of the Federal Agriculture Improvement and Reform Act of 1996, and not as part of title I of the Act, known as the Agricultural Market Transition Act, which comprises this

CHAPTER 101-AGRICULTURAL PROMOTION

SUBCHAPTER I—COMMODITY PROMOTION AND EVALUATION

Sec. 7401

Commodity promotion and evaluation.

- (a) "Commodity promotion law" defined.
- (b) Findings.
- (c) Independent evaluation of promotion program effectiveness.
- (d) Administrative costs.

SUBCHAPTER II—ISSUANCE OF ORDERS FOR PROMOTION, RESEARCH, AND INFORMATION ACTIVITIES REGARDING AGRICULTURAL COM-MODITIES

- 7411. Findings and purpose.
 - (a) Findings.
 - (b) Purpose.
 - (c) Rule of construction.
- 7412. Definitions.
- 7413. Issuance of orders.
 - (a) Issuance authorized.
 - (b) Procedure for issuance. (c) Issuance and effective date.
 - (d) Amendments.
- 7414. Required terms in orders.
 - (a) In general.
 - (b) Board.
 - (c) Powers and duties of board.
 - (d) Prohibited activities.
 - (e) Activities and budgets.
 - (f) Contracts and agreements.
 - (g) Records of board.
 - (h) Periodic evaluation.
 - (i) Books and records of persons covered by order.
- 7415. Permissive terms in orders.
 - (a) Exemptions.
 - (b) Different payment and reporting schedules

Sec.

- (c) Activities.
- (d) Reserve funds.
- (e) Credits.
- (f) Assessment of imports.
- (g) Other authority.
- 7416. Assessments.
 - (a) Assessments authorized.
 - (b) Collection.
 - (c) Limitation on assessments.
 - (d) Assessment rates.
 - (e) Late-payment and interest charges.
 - (f) Investment of assessments.
 - (g) Refund of assessments from escrow account.
- 7417 Referenda.
 - (a) Initial referendum.
 - (b) Required referenda.
 - (c) Subsequent referenda.
 - (d) Other referenda.
 - (e) Approval of order.
 - (f) Costs of referenda.
 - (g) Manner of conducting referenda.
- 7418 Petition and review of orders.
 - (a) Petition.
 - (b) Review.
 - (c) Effect on enforcement proceedings.
- 7419. Enforcement.
 - (a) Jurisdiction.
 - (b) Referral to Attorney General.
 - (c) Civil penalties and orders.
 - (d) Review by court of appeals.
 - (e) Failure to obey cease-and-desist orders.
 - (f) Failure to pay penalties.
 - (g) Additional remedies.
- 7420. Investigations and power to subpoena.
 - (a) Investigations.
 - (b) Subpoenas, oaths, and affirmations.
 - (c) Aid of courts.
 - (d) Contempt.
 - (e) Process.
- Suspension or termination. 7421.
 - (a) Mandatory suspension nation.
 - (b) Implementation of suspension or termination.
- 7422. Amendments to orders.
- 7423. Effect on other laws.
- 7424. Regulations.
- Authorization of appropriations. 7425.
 - (a) In general.
 - (b) Limitation on expenditures for administrative expenses.

SUBCHAPTER III—CANOLA AND RAPESEED

- 7441. Findings and declaration of policy.
 - (a) Findings.
 - (b) Policy.
 - (c) Construction.
- 7442. Definitions.
- Issuance and amendment of orders. 7443.
 - (a) In general.
 - (b) Procedure.
 - (c) Amendments.
- 7444. Required terms in orders.
 - (a) In general.
 - (b) Establishment and membership of National Canola and Rapeseed Board.
 - (c) Powers and duties of Board.
 - (d) Programs and budgets.
 - (e) Contracts and agreements.
 - (f) Books and records of Board.
 - (g) Prohibition.
 - (h) Books and records.
 - (i) Use of assessments.
 - (j) Other terms and conditions.
- 7445. Assessments.
 - (a) In general.
 - (b) Limitation on assessments.

Sec.		Sec.	
Sec.	(c) Remitting of assessments.	ю.	(f) Failure to pay penalties.
	(d) Assessment rate.	7469.	Investigations and power to subpoena.
	(e) Late payment charge.		(a) In general.
	(f) Refund of assessments from escrow		(b) Power to subpoena.
	account.		(c) Aid of courts.
7446.	Referenda.		(d) Contempt.
	(a) Initial referendum.		(e) Process.
	(b) Additional referenda. (c) Procedures.	E4E0	(f) Hearing site.
7447.	Petition and review.	7470.	Referenda.
1111.	(a) Petition.		(a) Initial referendum.(b) Subsequent referenda.
	(b) Review.		(c) Required referenda.
7448.	Enforcement.		(d) Vote.
	(a) Jurisdiction.		(e) Confidentiality.
	(b) Referral to Attorney General.	7471.	Suspension or termination.
	(c) Civil penalties and orders.		(a) In general.
	(d) Review by district court. (e) Failure to obey cease-and-desist or-		(b) Limitation.
	ders.	7472.	Regulations.
	(f) Failure to pay penalties.	7473.	Authorization of appropriations.
	(g) Additional remedies.		SUBCHAPTER V—POPCORN
7449.	Investigations and power to subpoena.	7481.	Findings and declaration of policy.
	(a) Investigations.		(a) Findings.
	(b) Subpoenas, oaths, and affirmations.		(b) Policy.
	(c) Aid of courts. (d) Contempt.		(c) Purposes.
	(e) Process.		(d) Statutory construction.
	(f) Hearing site.	7482.	Definitions.
7450.	Suspension or termination.	7483.	Issuance of orders.
7451.	Regulations.		(a) In general. (b) Procedure.
7452.	Authorization of appropriations.		(c) Amendments.
	(a) In general.	7484.	Required terms in orders.
	(b) Administrative expenses.		(a) In general.
	SUBCHAPTER IV—KIWIFRUIT		(b) Establishment and membership of
7461.	Findings and purposes.		Popcorn Board.
	(a) Findings.		(c) Powers and duties of Board.
= 400	(b) Purposes.		(d) Plans and budgets.
7462.	Definitions. Issuance of orders.		(e) Contracts and agreements.(f) Assessments.
7463.	(a) Issuance.		(g) Prohibition on use of funds.
	(b) Procedure.		(h) Books and records of Board.
	(c) Amendments.		(i) Books and records of processors.
7464.	National Kiwifruit Board.		(j) Other terms and conditions.
	(a) Membership.	7485.	Referenda.
	(b) Adjustment of membership.		(a) Initial referendum.
	(c) Appointment and nomination.(d) Alternates.		(b) Additional referenda.(c) Costs of referendum.
	(e) Terms.		(d) Method of conducting referendum.
	(f) Disqualification.		(e) Confidentiality of ballots and other
	(g) Compensation.		information.
	(h) General powers and duties.	7486.	Petition and review.
7465.	Required terms in order.		(a) Petition.
	(a) Budgets and plans.		(b) Review.
	(b) Assessments.	E40E	(c) Enforcement.
	(c) Use of assessments. (d) False claims.	7487.	Enforcement.
	(e) Prohibition on use of funds.		(a) In general.(b) Jurisdiction.
	(f) Books, records, and reports.		(c) Referral to Attorney General.
	(g) Confidentiality.	7488.	Investigations and power to subpoena.
	(h) Withholding of information.		(a) Investigations.
7466.	Permissive terms in order.		(b) Oaths, affirmations, and subpoenas.
	(a) Permissive terms.		(c) Aid of courts.
	(b) Alternative payment and reporting	7489.	Relation to other programs.
	schedules. (c) Working groups.	7490.	Regulations.
	(d) Reserve funds.	7491.	Authorization of appropriations.
	(e) Promotion activities outside United	SUBO	CHAPTER I—COMMODITY PROMOTION
	States.		AND EVALUATION
7467.	Petition and review.		
	(a) Petition.	§ 7401.	Commodity promotion and evaluation
7460	(b) Review.	(a) "Co	ommodity promotion law" defined
7468.	Enforcement. (a) Jurisdiction.	· -	
	(b) Referral to Attorney General.		his section, the term "commodity pro-
	(c) Civil penalties and orders.		n law" means a Federal law that provides
	(d) Review by United States district	for the establishment and operation of a pro-	
	court.		n program regarding an agricultural com-
	(e) Failure to obey cease-and-desist or-		y that includes a combination of pro-
	ders.	motio	n, research, industry information, or con-